



Express Mail Label Number: EL326924010US

Date of Deposit: January 22, 2002

Practitioner's Docket No. 17633/1235

PATENT

COMBINED DECLARATION AND POWER OF ATTORNEY
(FOR PATENT APPLICATION)

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below, next to my name.

I believe that I am an original, first and joint inventor of the subject matter that is claimed, and for which a patent is sought on the invention entitled:

Stem Cells of the Islets of Langerhans and Their Use in Treating Diabetes Mellitus"

(check one) ☐ is attached hereto.
☒ was filed on September 26, 2001 as
Application Serial No.: 09/963,875
And was amended on _____, if applicable

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I do now know and do not believe that the invention was ever patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to this application.

I do not know and do not believe that the invention was in public use or on sale in the United States of America more than one year prior to this application.

I acknowledge the duty to disclose information, which is material to the patentability of this application in accordance with Title 37 CFR § 1.56(a).

I hereby claim foreign priority benefits under 35 U.S.C. § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)	Date Filed	Priority Claimed
_____ Number	_____ Country	_____ Yes <input type="checkbox"/> No <input type="checkbox"/>
_____ Number	_____ Country	_____ Yes <input type="checkbox"/> No <input type="checkbox"/>

Serial No.: 09/963,875

Page 2

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

	<u>Application Number</u>	<u>Filing Date</u>
1.	60/169,082	December 6, 1999
2.	60/215,109	June 28, 2000
3.	60/238,880	October 6, 2000

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT international application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

	<u>Application Number</u>	<u>Filing Date</u>	<u>Status - patented, pending, abandoned</u>
1.	09/731,261	Dec 6, 2000	Pending

POWER OF ATTORNEY

I hereby appoint the following practitioner(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

APPOINTED PRACTITIONER(S)

Kathleen M. Williams
Richard B. Smith
Paula Campbell Evans
Mark J. FitzGerald
Mathew Beaudet
David Dykeman
Elizabeth Neuman Spar

REGISTRATION NUMBER(S)

34,380
34,020
32,503
45,928
P50,649
46,678
45,123

Address all correspondence to:

Kathleen Williams
Palmer & Dodge, LLP
111 Huntington Ave.
Boston, MA 02199

Serial No.: 09/963,875

Page 3

Direct all telephone calls to Kathleen Williams at (617) 239-0100

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

First Named Inventor:

Joel F. Habener
Inventor's Signature
Name: Joel F. Habener
Residence: Newton Centre, MA
Citizenship: USA
Post Office Address: 156 Grant Avenue, Newton
Centre, MA 02459

Date: January 8, 2002

Second Named Inventor:

Henryk Zulewski
Inventor's Signature
Name: Henryk Zulewski
Residence: Switzerland
Citizenship: Swiss German #2
Post Office Address: Avenue de la Grande-19, 1207
Geneve, Switzerland

Date: January 14, 2002

Henryk - Zulewski #2

Offenburgerstrasse 55
4057 Basel, Switzerland #2

Third Named Inventor:

Melissa K. Thomas
Inventor's Signature
Name: Melissa K. Thomas
Residence: Boston, MA
Citizenship: USA
Post Office Address: One Longfellow Place, apt 2616,
Boston, MA 02114

Date: January 10, 2002

Serial No.: 09/963,875

Page 4

Fourth Named Inventor:

Elizabeth J. AbrahamDate: 01/09/02

Inventor's Signature

Name: Elizabeth J. Abraham

Residence: Quincy, MA

Citizenship: Indian

Post Office Address: 119 Utica Street, Quincy, MA
02169

Fifth Named Inventor:

Date: _____

Inventor's Signature

Name: Mario Callejo

Residence: Madrid, Spain

Citizenship: Spanish

Post Office Address: Instituto de Investigaciones
Biomedicas, Consejo de Investigaciones Cientificas,
C/Arturo Duperier, 4, 28029, Madrid, Spain

Sixth Named Inventor:

Colin A. LeechDate: 1-09-02

Inventor's Signature

Name: Colin A. Leech

Residence: Boston, MA

Citizenship: UK

Post Office Address: 128 D Tudor Street, So. Boston,
MA 02127

Serial No.: 09/963,875

Page 4

Fourth Named Inventor:

Elizabeth Jacob AbrahamDate: 01/09/02

Inventor's Signature

Name: Elizabeth J. Abraham

Residence: Quincy, MA

Citizenship: Indian

Post Office Address: 119 Utica Street, Quincy, MA
02169

Fifth Named Inventor:

M. CallejoDate: 1/15/02

Inventor's Signature

Name: Mario Callejo Vallejo W

Residence: Madrid, Spain

Citizenship: Spanish

Post Office Address: Instituto de Investigaciones
Biomédicas, Consejo de Investigaciones Científicas,
C/Arturo Duperier, 4, 28029, Madrid, Spain

Superior W

Sixth Named Inventor:

Colin A. LeechDate: 1-09-02

Inventor's Signature

Name: Colin A. Leech

Residence: Boston, MA

Citizenship: UK

Post Office Address: 128 D Tudor Street, So. Boston,
MA 02127